

In re application of

Confirmation No. 9667

Ingvar SELMER-OLSEN et al.

Docket No. 2001-0136A

Serial No. 09/762,821

Group Art Unit 1761

Filed April 23, 2001

Examiner Carolyn A. Paden

AQUEOUS PRESERVATIVE

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEE FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975

PECEIVED TC 1700

RESPONSE AFTER FINAL REJECTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

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Responsive to the Office Action of December 23, 2003, Applicants submit the following remarks in support of the patentability of the present invention. Further and favorable reconsideration is respectfully requested in view of these remarks.

Initially, Applicants note that claims 5-12 have been renumbered as claims 6-13 by the Examiner.

In response to the rejection of claims 6, 7 and 10-13 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-7 of U.S. Patent No. 5,993,875 in view of Haram, Applicants submit herewith a Terminal Disclaimer. As noted by the Examiner, this will be effective to overcome the rejection.

In view of this, the objection to claims 8 and 9 should also be withdrawn.

Therefore, the application is now considered to be in condition for allowance, and such allowance is solicited.

Respectfully submitted,

Ingvar SELMER-OLSEN et al.

Rv

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